

## **Court of Appeals Policies on Motions, Time Extension Requests, and Requests for Leave to Exceed Page Limitations**

The New Mexico Court of Appeals has announced the following policies for various motions and requests:

1. All requests for relief, including requests for extension of time and requests for leave to exceed page limitations, shall be by motion directed to the clerk of the court. The clerk will act on the motion or refer appropriate motions to the motions judge.

2. Concurrence of opposing counsel shall be sought on all motions in accordance with Rule 12-309(C), and motions not stating that concurrence has been sought will be denied without prejudice to renew them upon compliance with the rules.

3. Motions will be granted only for good cause. Motions shall contain specific grounds. Requests for time extensions stating only that they are necessitated by the “press of business” or other conclusory grounds will ordinarily be denied. Requests for time extensions due to the press of business shall be explained with reference to the specific case or cases which have preoccupied counsel's attention, causing the necessity for an extension. Requests for extensions due to the press of business, whether or not specifically explained, are disfavored.

4. A motion requesting an extension that is filed on the day the document is due or later is disfavored and may be denied..

5. The time requested should not exceed 30 days, except when a showing of exceptional circumstances requires more time. Motions requesting subsequent extensions as to the same document are discouraged

6. The Court views requests to exceed the page limitations with extreme disfavor, and they will rarely if ever be granted. The Court's experience in reading briefs in excess of the page limitations is that such briefs are almost never necessary and frequently of significantly lesser quality than briefs within the page limitations, even in complex cases.